

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ELBERTA BERNICE LIEBERMAN,	:	
	:	
Plaintiff,	:	
	:	
	:	
v.	:	C.A. No. 96-523-GMS
	:	
THE FAMILY COURT OF THE	:	
STATE OF DELAWARE,	:	
	:	
Defendant.	:	

NOTICE OF APPEAL

PLEASE TAKE NOTICE that the Defendant hereby appeals the denial of Eleventh Amendment immunity in the District Court's January 19, 2006 Order to the United States Court of Appeals for the Third Circuit.

STATE OF DELAWARE
DEPARTMENT OF JUSTICE

/s/ Marc P. Niedzielski
Marc P. Niedzielski (#2616)
Ilona M. Kirshon (#3705)
Deputy Attorneys General
820 North French Street, 6th Floor
Wilmington, DE 19801
Attorneys for the Defendant

DATED: February 6, 2006

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FOR THE DISTRICT OF DELAWARE**

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	:	
Defendant.	:	

CERTIFICATE OF SERVICE

I certify that on February 6, 2006, I electronically served a copy of Defendant's Notice of Appeal on the following individual(s):

Edward M. McNally, Esquire
222 Delaware Avenue, 10th Floor
P.O. Box 2306
Wilmington, DE 19899
Attorney for the Plaintiff
emcnally@morrisjames.com

/s/ Marc P. Niedzielski
Marc P. Niedzielski (#2616)
Deputy Attorney General
820 North French Street
6th Floor
Wilmington, DE 19801